

**MINUTES OF THE
SENATE JUDICIAL CONFIRMATION COMMITTEE**
Wednesday, June 9, 2010 – 2:00 p.m. – Room 450 State Capitol

Members Present:

Sen. Scott K. Jenkins, Chair
Sen. Jon J. Greiner
Sen. Lyle W. Hillyard
Sen. Karen Mayne
President Michael G. Waddoups

Staff Present:

Mr. Jerry D. Howe, Policy Analyst
Ms. Esther D. Chelsea-McCarty, Associate General Counsel
Ms. Amanda K. Majers, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Jenkins called the meeting to order at 2:01 p.m. The Committee introduced themselves to the candidate and the audience. The candidate, Mr. Robert J. Dale, introduced his family, friends, and colleagues to the Committee.

MOTION: Sen. Greiner moved to close the meeting for the purpose of discussing the character, professional competence, or physical or mental health of Mr. Robert J. Dale. The motion passed unanimously.

MOTION: Sen. Greiner moved to open the meeting. The motion passed unanimously.

2. Interview of Mr. Robert J. Dale

Mr. Dale was placed under oath by Mr. Howe. Mr. Dale provided a personal and professional background to the Committee. He stated that his reason for seeking a position as a judge is to contribute a meaningful public service. Mr. Dale expressed desire to be an approachable, knowledgeable, and decisive judge. Mr. Dale answered questions from the Committee concerning the desirable qualities of a judge, the death penalty, criminal sentencing, expediting judicial decisions, judicial philosophy, applying and interpreting the law, legislative intent, involvement in community service, and drunk driving laws.

President Waddoups asked if there is anything in Mr. Dale's background that if it were publically known would be an embarrassment to the state or the judiciary. Mr. Dale stated that there is not.

MOTION: Sen. Greiner moved to favorably recommend to the full Senate that Mr. Robert J. Dale be confirmed as a judge on the Second District Court. The motion passed unanimously.

3. Other Items / Adjourn

MOTION: Sen. Hillyard moved to adjourn. The motion passed unanimously.

Chair Jenkins adjourned the meeting at 3:19 p.m.